



General Assembly

January Session, 2001

Amendment

LCO No. 6526

Offered by:

REP. POWERS, 151st Dist.

To: Subst. House Bill No. 7021

File No. 523

Cal. No. 371

***"AN ACT CONCERNING THE SUSPENSION OF MOTOR VEHICLE
OPERATORS' LICENSES."***

1 After line 45, add the following:

2 "Sec. 3. (NEW) (a) The Commissioner of Motor Vehicles shall
3 suspend the motor vehicle operator's license or nonresident operating
4 privilege of any person who is a habitual violator for a period of two
5 years, which suspension shall be in addition to any suspension
6 imposed by the commissioner for the underlying violation specified in
7 subsection (b) of this section.

8 (b) For the purposes of this section, a person is a "habitual violator"
9 if, according to such person's driving history record as maintained by
10 said commissioner, such person has accumulated the convictions, for
11 separate offenses, specified in subdivision (1) or (2) of this subsection,
12 as follows:

13 (1) Three or more convictions within a ten-year period, singularly or
14 in combination, arising out of separate acts, of the following offenses:

- 15 (A) A violation of section 53a-56b of the general statutes;
- 16 (B) A violation of section 53a-60d of the general statutes;
- 17 (C) A violation of section 53a-57 of the general statutes;
- 18 (D) A violation of section 14-222a of the general statutes;
- 19 (E) A violation of subsection (c) of section 14-215 of the general
20 statutes;
- 21 (F) A violation of section 14-110 or 53a-157b of the general statutes
22 concerning a false report in regard to any matter respecting which a
23 written report or statement is required by chapter 246 of the general
24 statutes or an intentional false written statement intended to mislead
25 the Commissioner of Motor Vehicles in the performance of the
26 commissioner's duties;
- 27 (G) A violation of subsection (a), (b) or (c) of section 14-224 of the
28 general statutes; or
- 29 (H) A violation of subsection (a) of section 14-222.
- 30 (2) Ten or more convictions within a three-year period, singularly or
31 in combination, arising out of separate acts, of any moving violation,
32 as defined in subsection (a) of section 14-111g of the general statutes.
- 33 (c) For the purposes of this section, "conviction" shall have the same
34 meaning as "conviction" in subdivision (16) of subsection (a) of section
35 14-1 of the general statutes, provided the conviction occurred on or
36 after July 1, 1999.
- 37 Sec. 4. Section 14-215 of the general statutes is repealed and the
38 following is substituted in lieu thereof:
- 39 (a) No person to whom an operator's license has been refused, or
40 whose operator's license or right to operate a motor vehicle in this state
41 has been suspended or revoked, shall operate any motor vehicle
42 during the period of such refusal, suspension or revocation. No person

43 shall operate or cause to be operated any motor vehicle, the
44 registration of which has been refused, suspended or revoked, or any
45 motor vehicle, the right to operate which has been suspended or
46 revoked.

47 (b) Except as provided in [subsection (c)] subsections (c) and (d) of
48 this section, any person who violates any provision of subsection (a) of
49 this section shall be fined not less than one hundred fifty dollars nor
50 more than two hundred dollars or imprisoned not more than ninety
51 days or be both fined and imprisoned for the first offense, and for any
52 subsequent offense shall be fined not less than two hundred dollars
53 nor more than six hundred dollars or imprisoned not more than one
54 year or be both fined and imprisoned.

55 (c) Any person who operates any motor vehicle during the period
56 [his] such person's operator's license or right to operate a motor vehicle
57 in this state is under suspension or revocation on account of a violation
58 of subsection (a) of section 14-227a or section 53a-56b or 53a-60d or
59 pursuant to section 14-227b, shall be fined not less than five hundred
60 dollars nor more than one thousand dollars and imprisoned not more
61 than one year, and, in the absence of any mitigating circumstances as
62 determined by the court, thirty consecutive days of the sentence
63 imposed may not be suspended or reduced in any manner. The court
64 shall specifically state in writing for the record the mitigating
65 circumstances, or the absence thereof.

66 (d) Any person who operates a motor vehicle during the period
67 such person's operator's license or right to operate a motor vehicle in
68 this state is under suspension on account of being a habitual violator,
69 as defined in section 3 of this act, shall be fined not less than two
70 thousand dollars or more than eight thousand dollars and be
71 imprisoned not less than ninety days or more than one year."